

HALL COUNTY BOARD OF SUPERVISORS MEETING NOVEMBER 18, 2003

CALL TO ORDER - The meeting was called to order by Chairman Pamela Lancaster.

INVOCATION – Invocation was given by Pastor Terry Brown.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Scott Arnold, Jim Eriksen, Dick Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster and Bob Rye

Consent agenda - Arnold made a motion and Jeffries seconded to approve the following by consent agenda.

1. Accept and place on file the minutes of the November 4th meeting
 2. 4 Authorize the Chair to sign the amendment to the operating agreement for Aramark, this is the food service vendor for the county jail
 3. 8 Approve Resolution #03-0078 for exchange of collateral for Platte Valley State Bank for \$500,000.00
 4. 15 Approve the final plats for Wayne Binfield Subdivision, Phoenix Acres Subdivision, Roger Sullivan Subdivision, Westroads Estates Fifth Subdivision, Alice Welty Subdivision, Toben Subdivision, Stoltenberg Acres Subdivision, Pomona Farms Subdivision Gehle Subdivision, and Marvin Welty Subdivision
 5. Accept and place on file the office reports from the Hall County Sheriff, County Clerk, County Court, Hall & Howard County Juvenile Services and Register of Deeds
 6. 24 Accept and place on file the Hall County Treasurer's Miscellaneous Receipts
 7. 25 Accept and place on file communications as received
- Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

OFFICE REPORT
HALL COUNTY SHERIFF
SEPTEMBER 2003

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|----------------------|-------------|
| TOTAL FEES & MILEAGE | \$14,653.50 |
| COPIES | 72.00 |
| HANDGUN APPLICATIONS | 25.00 |
| TITLE INSPECTIONS | 2,900.00 |

OFFICE REPORT
HALL COUNTY CLERK
OCTOBER 2003

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|---------------------|-------------|
| TITLE FEES STATE | \$16,988.50 |
| TITLE FEES COUNTY | 8,204.50 |
| RECORDING FEES | 55.00 |
| MARRIAGE LICENSES | 435.00 |
| PHOTO FEES & MISC | 36.00 |
| PLATT BOOKS & OTHER | 121.50 |
| CERTIFIED COPIES | 140.00 |
| TOTAL | \$24,631.50 |

COUNTY ATTORNEY – 2a. DISCUSS & APPROVE AGREEMENT WITH THE NEBRASKA DEPARTMENT OF HEALTH & HUMAN SERVICES FOR CHILD SUPPORT ENFORCEMENT - County Attorney Jerry Janulewicz was present. A copy of the agreement with Health and Human Services was distributed to the board members. Janulewicz stated that he and several other county attorneys over the last four weeks negotiated a new agreement with HHS. They were able to come to a consensus with HHS concerning issues involving representation and limitations on comments that the attorney could make on child support issues. Janulewicz stated that he is satisfied with the new agreement and recommend to approve and authorize the chair to sign it.

Jeffries made a motion and Hartman seconded to approve the agreement with Health and Human Services and authorize the chair to sign the contract. Chairman Lancaster thanked Jerry for negotiating this contract, as funding gets tighter it is important to address all areas that are affected. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

2b EXECUTIVE SESSION DISCUSS & APPROVE AGREEMENT WITH CENTRAL NEBRASKA HUMANE SOCIETY – County Attorney Jerry Janulewicz stated that for many years the calls for stray animals for the county were channeled through the Sheriff's Department. The Sheriff's Department would approve the calls and process the claims for the services. The Sheriff would like to have these calls directed through the humane society. They have met several times to negotiate a new contract and a copy of the proposed agreement was provided to the board members. Janulewicz stated that the board does not need to take action on this today but he would like to discuss it and put it on the agenda for the next meeting. The proposed agreement is patterned off of the old agreement, but it is important to keep in mind that life in the rural areas of the county is different than in the city and the various subdivision. The society would still handle some activities such as a bite or cruelty to animals.

The average cost of the contract is about \$626.00 per month. The national average for animal control is about \$3.00 per inhabitant and with a population of about 3800 people in the rural area it would be about \$11,000.00 a year or \$950.00 a month. The Humane Society did not indicate that the \$3.00 figure is correct. Instead of the calls going through the Sheriff's Department they would go through the society. They are proposing a contract that would go to the end of this fiscal year and then address the number of calls that the society receives and address the fees again. The fees that the humane society receives not is based on a per call basis but the new contract will be a flat fee.

Jeffries questioned where Mr. Janulewicz got the number of rural residents and he stated that Chad Nabity with Regional Planning provided him with the numbers. Jeffries questioned the page that listed the types of rabid animals and questioned if this should be changed. Janulewicz stated that the rabid animals are also addressed on page 13. Jeffries stated that the Humane Society has a tremendous obligation to the city and the rural areas and the county needs to support them and pay our fair share.

Arnold pointed out that the county also has a contract with Fish and Wildlife to deal with some of these problems.

Lancaster stated that the board needs to discuss the financial issues on this agreement in executive session and then address the new agreement in two weeks.

Jeffries made a motion and Humiston seconded to go into executive session to discuss the contract negotiations on the agreement with Central Nebraska Humane Society and 2c executive session litigation strategy discuss Schlichtemeier vs Tri-City Wholesale Case No. CI 03-781 Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

9:25 a.m. executive session

10:00 a.m. Jeffries made a motion and Rye seconded to go out of executive session. Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no, with Arnold absent for the vote. Motion carried.

PUBLIC PARTICIPATION – Chairman Lancaster called for public participation and no one responded.

7 DAVE ZISKA JEO CONSULTING GROUP DISCUSS DRAINAGE IMPROVEMENTS FOR VILLAGE OF DONIPHAN – Hartman requested that this item be on the agenda and Dale Sall with JEO Consulting Group was present. He stated that he manages the Hastings office for JEO. The City of Doniphan is working on some storm sewers in the village and they are looking for ways to get drainage out of the east edge of town. Mr. Sall stated that as you reach the edge of town on Plum Street there are 3 or 4 homes located there. They are looking at options to improve the drainage in the nearby field or using the ditch along the county road. If they use either option some right of way would be necessary. If the county ditch is used it would be necessary to do some excavation. If the fields were used there may be a concern on how much water would be there, and the landowner was concerned if it would affect the pivot irrigation system.

Hartman stated that he suggested using the county road ditch but that would involve removing 26,000 cubic yards of dirt. County Engineer Dan Hostler expressed concern on the easement for Southern Nebraska Power for the lines they have along the county road. He stated that the county could use some of the dirt.

Chairman Lancaster suggested that Supervisor Hartman work with the public works committee and come back with a recommendation. Hartman stated that he would talk with the landowner and Dan Hostler. He stated that he does not want the county to have to spend any additional funds.

EXECUTIVE SESSION – Jeffries made a motion and Rye seconded to go into executive session regarding the following:

9a EXECUTIVE SESSION UNION NEGOTIATION

b EXECUTIVE SESSION CONTRACT NEGOTIATIONS

c EXECUTIVE SESSION CONTRACT NEGOTIATIONS

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

10:20 a.m. executive session regarding 9c contract negotiations

11:25 a.m. completed executive session regarding 9c contract negotiations

11:26 a.m. executive session regarding 9a union negotiations and 9b contract negotiations

11:46 a.m. completed executive session regarding 9a union negotiations

11:47 a.m. executive session regarding 9b contract negotiations

12:25 a.m. Rye made a motion and Jeffries seconded to go out of executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

No action was necessary on the executive sessions.

6 DISCUSS AND APPROVE CHRISTMAS EVE HOURS – Chairman Lancaster stated the board members received information from other counties concerning closings for the Christmas holiday. She stated that the county has closed at noon on Christmas Eve in the past and last year when the Board attempted to give extra time off, the courts were open and some offices were required to pay overtime. Stacy Ruzicka contacted Judge Livingston and he was agreeable to closing at noon on Christmas Eve and remaining open on December 26th. Discussion was held.

Arnold stated that he does not oppose the offices closing that can legally do so, but the employees will have to use vacation to take it off. He stated that he uses vacation so he can be off on or around Christmas.

Jeffries questioned if everyone in the office takes vacation then the whole office could close.

Lancaster stated that the county office will be open and the elected official can make the decision.

Arnold made a motion and Rye seconded to close on Christmas Eve day at noon and the county office will be open for business as usual on December 26th. The staffing required to keep the offices open on the 26th will be up to the elected or appointed official. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

10. DISCUSS FUNDING REQUEST FROM HALL COUNTY CHAPLAINCY CORPS – The Chaplains Corps was award funding from the keno application process and they are requesting an additional \$100.00.

Hartman made a motion and Jeffries seconded to approve the additional \$100.00 funding request for the Chaplains Corp. Eriksen stated that he will be voting no because they received keno funding.

Arnold stated that this is a good agency and the county supported them with the keno funding. He questioned if other agencies could contribute to them at this time. This may have been a letter that was sent to all agencies.

Jeffries stated that the county funded them with the \$500.00 keno grant and on the next keno funding requests the county could fund them at the \$600.00 request.

The vote on the motion to approve the additional \$100.00 funding was taken. Arnold, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and Eriksen voted no. Motion carried.

Hartman made a motion and Rye seconded to pay the additional \$100.00 funding from the keno fund. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

16 COMMENCE AUDIT OF AND APPROVAL OF BI-WEEKLY PAY CLAIMS AND REGULAR CLAIMS – The board members reviewed the claims.

Jeffries made a motion and Arnold seconded to approve the pay claims and the regular claims and to hold claim number 03110445 for clarification from the road department. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried.

COUNTY BOARD ASSISTANT'S REPORT – Board Assistant Stacey Ruzicka was present – no report.

BOARD MEMBER'S REPORTS – Chairman Lancaster requested that the board members dispense with their reports unless there was a special report that was necessary.

NEW OR UNFINISHED BUSINESS – Chairman Lancaster called for new or unfinished business and no one responded.

Meeting adjourned at 12:50 a.m. The next meeting will be December 2, 2003 at 9:00 a.m.

Marla J. Conley Hall County Clerk